

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DAVID L. PHILLIPS ,

Plaintiff,

v.

JO ANNE B. BARNHART, Commissioner of  
Social Security,

Defendant.

Case No. C04-5693FDB

ORDER ADOPTING R&R AND  
REMANDING TO COMMISSIONER  
FOR FURTHER PROCEEDINGS

The Magistrate Judge issued a Report and Recommendation that this matter be remanded to the Commissioner for further proceedings. No objections have been filed. The Court having considered the record, hereby ORDERS:

1. The Court ADOPTS the Report and Recommendation;
2. This matter is REMANDED to the Social Security Commissioner for further proceedings.
3. Copies of this Order shall be sent to the parties and to the Honorable J. Kelley Arnold.

DATED this 20<sup>th</sup> day of September, 2005.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE